

I.R.C.P. 56.a. Summary Judgment - For Claimant.

Idaho Rules of Civil Procedure Rule 56(a). Summary Judgment - For Claimant.

A party seeking to recover upon a claim, counterclaim, or cross-claim or to obtain a declaratory judgment may, at any time after the expiration of twenty (20) days from the service of process upon the adverse party or that party's appearance in the action or after service of a motion for summary judgment by the adverse party, move with or without supporting affidavits for a summary judgment in that party's favor upon all or any part thereof. Provided, a motion for summary judgment must be filed at least 90 days before the trial date, or filed within 7 days from the date of the order setting the case for trial, whichever is later, unless otherwise ordered by the court.

(Amended March 28, 1986, effective July 1, 1986; amended June 15, 1987, effective November 1, 1987; amended April 2, 2014; effective July 1, 2014.)

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